

REMARKS

Claims 31-50 are pending. Claim 1 is amended. Support for the amendment to claim 1 may be found, for example, at page 25, lines 9-10.

§ 112 Rejection

Claim 32 stand rejected under 35 USC § 112, second paragraph, as being indefinite because claim 31 is said to lack antecedent basis for the limitation "cyclohexyl" for the variable R₁ in claim 32.

In the specification at page 25, lines 9-10, the definition of "alkyl" includes straight chain, branched chain, and cycloalkyl. Claim 31 is currently amended to include this additional wording for increased clarity.

Accordingly, Applicants believe that the rejection of claim 32 under 35 USC § 112, second paragraph, has been overcome, and respectfully request that the rejection be withdrawn.

Obviousness-Type Double Patenting

Claims 31-50 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-5, 11, and 14-29 of U.S. Patent No. 6,545,017.

Applicants thank Examiner Aulakh for the telephonic communication with the undersigned on October 28, 2004, indicating that claims 31-50 also stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims of U.S. Patent No. 6,720,334 (including claims 1, 5, 6, 7, 9, 13, 14, 15, 17-19, and 30-37).

Included herewith is a terminal disclaimer in compliance with 37 CFR 1.321(c) and 37 CFR 3.73(b). Applicants, therefore, respectfully request that this rejection be withdrawn.

In view of the above, it is submitted that the application is in condition for allowance.
Reconsideration of the application is respectfully requested.

Allowance of claims 31-50, as amended, at an early date is solicited.

Respectfully submitted,

28 OCTOBER 2004
Date

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